

ORDER SHEET
HIGH COURT OF SINDH AT KARACHI
Crl. Bail Application No.2086 of 2024.

Date	Order with signature of Judges
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For hearing of Bail Application.

16.10.2024.

Mr. Muhammad Naseeruddin, Advocate for the Applicant.
Mr. Muhammad Iqbal Awan, Addl. Prosecutor General
SIP Javed, PS Zaman Town, Karachi.

Mohammad Karim Khan Agha, J:- Applicant Siraj was booked in FIR No.924/2024 under Section 397/34 PPC registered at PS Zaman Town, Karachi. He applied for post arrest bail before the Court of IVth Additional Sessions Judge (East) Karachi which was declined vide order dated 04.09.2024. Hence the applicant approached this Court for post arrest bail.

2. Brief facts of the case as per FIR are that the son of the complainant Muhammad Haris on 23.07.2024 whilst riding on his motorcycle when he reached in front of his house at about 1030 hours two boys took out a pistol and snatch his motorcycle, hence the aforesaid FIR was lodged.
3. I have heard learned counsel for the applicant and learned Addl. Prosecutor General Sindh.
4. The offences for which the applicant has been charged carry maximum sentence of less than 10 years imprisonment and the general rule is that bail should be granted in such like cases unless exceptional circumstances exist. There is no exceptional circumstance existing in this case in order to decline the bail. Complainant did not give any hulia or description of the applicant in his FIR or Section 161 Cr.P.C Statement. Applicant has also not been picked out at any Identification Parade as such further inquiry is required in respect of the identification of the applicant. Only evidence against the applicant is that the complainant's motorcycle was recovered from his possession. The complainant

Khushnood Ahmed present in Court has no objection to the grant of post arrest bail to the applicant.

5. Based on the above discussion applicant **Siraj s/o Nawab** is admitted to post arrest bail subject to furnishing his solvent surety in the sum of Rs.1,00,000/- (Rupees One Lac) and PR Bond in the like amount to the satisfaction of the Nazir of the concerned trial Court.

6. It is made clear that this order is only after a tentative assessment of the evidence available on record and would have no bearing on the trial of the applicant which shall be decided by the concerned trial Court based on the evidence placed before it.

7. The instant criminal bail application stands disposed of in the above terms.

JUDGE

MAK/PS